

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

DAKOTA ENERGY COOPERATIVE, INC.,  <i>Plaintiff,</i>  v.  EAST RIVER ELECTRIC POWER COOPERATIVE, INC.,  <i>Defendant,</i>  v.  BASIN ELECTRIC POWER COOPERATIVE,  <i>Intervenor.</i>	Case No. 4:20-cv-04192-LLP   <b>Basin Electric Power Cooperative's Motion for Intervention Pursuant to Fed. R. Civ P. 24</b>
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Pursuant to Federal Rule of Civil Procedure 24, Basin Electric Power Cooperative (“Basin”), by and through its undersigned counsel, hereby moves this Court to allow Basin to intervene in the above-captioned action (“Action”) as of right or, alternatively, to intervene permissively. This motion is supported by the accompanying Memorandum of Law and Pleading in Intervention which sets forth the claims for which intervention in this Action is sought.

Prior to filing this motion, Counsel for Basin provided counsel for Plaintiff Dakota Energy Cooperative, Inc. (“Dakota”) and counsel for Defendant East River Electric Power Cooperative, Inc. (“East River”) with drafts of the accompanying Memorandum of Law and Pleading in Intervention. Defendant East River has consented to the motion, while Plaintiff Dakota has declined to consent and will oppose the Motion.

This Motion is not made for the purposes of delay or for any other improper purpose.

Dated January 20, 2021.

Respectfully submitted,

/s/ Meredith A. Moore

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